

**FAZZIO LAW OFFICES**

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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEW JERSEY**

COSTAMAR TRAVEL CRUISE & TOURS, INC.

Plaintiff,  
v.

NYDIA PENA and GEORGE CLAVIJO,

Defendants.

No. 3:23-cv-3995

**REQUEST FOR CLERK'S**  
**CERTIFICATE OF DEFAULT**

Pursuant to Fed. R. Civ. P. 55(a), Plaintiffs Joseph D'Agostino and Debra D'Agostino request a Clerk's Certificate of Default against Defendants NYDIA PENA and GEORGE CLAVIJO. By the attached Declaration, Plaintiffs affirm that each of Defendants NYDIA PENA and GEORGE CLAVIJO:

1. Is not an infant, in the military or an incompetent person;
2. Was properly served and proof of service was filed with the Court (Dkt. # 4 & # 5); and
3. Has failed to answer, move or otherwise defend this action.

**FAZZIO LAW OFFICES**  
*Attorneys for Respondents*

By: /s/ John P. Fazzio  
JOHN P. FAZZIO, ESQ

Dated: November 28, 2023